



CYNGOR CYMUNED DYSERTH COMMUNITY COUNCIL

Minutes of the Meeting of Dyserth Community Council,

Held Virtually by Video and Telephone Conference,

On Monday, 13th July, 2020, at 7.00pm.

1(A). 115/20

PRESENT

Councillor John Glover (Chair)
Councillor Trebor E. Evans (Vice Chair)
Councillor H. Andrew Hughes
Councillor David G. Jones
Councillor David H. Parry
Councillor Mrs. Margaret G. Williams

Clerk & Financial Officer R. Phillip Parry

1(B). 116/20

APOLOGIES

Councillor Edgar H. Jones
Councillor Emyr W. Morris
Councillor Peter Newell
Councillor Mrs. Julie M. Peters
Councillor James K. Williams

Councillor David G. Williams (Denbighshire County Council)

1(C). 117/20

Standing Orders were suspended:

The Chair of Council, Councillor John Glover, welcomed Ms. Cathy Jackson (Project Lead: Play & Stay at Dyserth) to the virtual meeting.

Ms. Jackson advised Members, that the installation of the new play area equipment had been completed, together with the grass turfing; which required much watering due to the dry weather. There had been difficulty in arranging the water supply from the Pavilion building with the Bowling Club – who had charged a fee of £69.00 for water usage.

Ms. Jackson discussed the next phase of the project to provide on-site community facilities. To apply for larger grants; in particular, from the Welsh Government, a commitment to a lease is a pre requisite. Photographs of the new play equipment were virtually shown to Members.

Members agreed the following: (1) Expressed their thanks and appreciation to Cathy and the Group for the work completed to-date (2) Council were concerned with the apparent high fee for the water usage from the Bowling Club; the Clerk was requested to write to the Club Secretary (3) The Community Council to pay the water fee to the Bowling Club for the water usage (4) Agreed the following Heads of Terms (Letter of Interest), in relation to a lease of land in St. George's field to Play & Stay at Dyserth:

- Names of parties: Dyserth Community Council & Play & Stay at Dyserth
- Description of proposed lease: To be agreed
- Area of land to be included: To be agreed
- Length of lease: 10 years - plus
- Peppercorn rent: £1.00 a year (if demanded)

The Chair of Council, Councillor John Glover, thanked Ms. Cathy Jackson for connecting to the virtual meeting.

1(D). 118/20

Standing Orders were restored:

2. 119/20

DISCLOSURE OF INTEREST

There were no Disclosure of Interest Declared.

3. 120/20

TO APPROVE THE MINUTES OF THE MEETING HELD ON THE 8TH JUNE, 2020

The Minutes were proposed by Councillor Andrew Hughes and seconded by Councillor Mrs. Margaret Williams as correct and formally agreed by the Members present.

4. 121/20

MATTERS ARISING

The Clerk referred to the following matter that remains pending:

- Quotation for a new fence in the area of the Council's land, at Long Acres Road, Dyserth.

5. 122/20

COUNTY COUNCILLOR'S REPORT (CLLR DAVID G. WILLIAMS)

The Clerk advised Members on behalf of County Councillor David Williams, in relation to the following:

- (i) Road improvements in Dyserth High Street. Denbighshire County Council had advised, that the necessary information have been received from the utilities service providers. Administration in relation to the project had been delayed due to the present pandemic. The County Council were unable to provide a commencement date for the project.

- (ii) Commuted Sums: Further financial funds may be available following planning permissions granted for a number of properties within the Community Council area. The County Council will advise in due course.

6(A). 123/20 CORRESPONDENCE

The following correspondence had been received, that was required to be either advised to, or dealt with by the Members:

- (a) The Clerk advised, that the following criminal offences had been reported to the North Wales Police, that had occurred within the Dyserth Community Council area:

March: 9 x Violence and sexual offences / 5 x Anti-social behaviour

April: 7 x Violence and sexual offences / 5 x Anti-social behaviour / 2 x other crime

May: 2 x Criminal damage and arson / 2 x Violence and sexual offences / 1 x Public Order

- (b) Application received from Dalcour Maclaren, agents for Awel Y Mor Offshore Windfarm, in relation to a 'Non Intrusive Survey Licence'. The Clerk advised, that the application was to provide access to the Council owned land at Long Acres Road, Dyserth, which is registered with the Land Registry under Title number: CYM696571. The access is to complete a survey in the area to investigate a possible route from the proposed windfarm offshore turbines to carry export cables to connect to the National Grid at Bodelwyddan, where a new substation will be required. Should the Council agree to the survey, a Non Intrusive Survey Licence would be required to be signed by both the Community Council and Awel Y Mor Offshore Wind Farm Ltd. A Land Interest form was also required to be completed, to confirm, that the Community Council details, as owner of the land were correct.

Members agreed the following: The Clerk was authorised to sign both the Non Intrusive Survey Licence and Land Interest form.

The following correspondence was forwarded by e-mail to Members:

- ❖ North Wales Police: Update from Sergeant Kevin Smith (District Support), which included the executing of a number of warrants
- ❖ Denbighshire County Council: Planning, Public Protection and Countryside Services. Covid-19 and the planning application process.
- ❖ Aura Leisure: Quarterly play area inspection report.
- ❖ Betsi Cadwaladr University Health Board: Advice and guidance in relation to 'Covid Guidance'
- ❖ Welsh Government: Coronavirus COVID-19 – Latest information, including recently relaxed restrictions in Wales.

Councillor David Parry – Reported the following to Denbighshire County Council:

- (a) Leylandii branches and cuttings alongside the public footpath – that runs from the area of the Old Pendre Farm to the Waterfall. Photographs provided to the Denbighshire Rights of Way Officer.

- (b) Bed mattress deposited on land – in the area of Allt Y Graig, adjacent to the Dyserth to Prestatyn walkway.
- (c) Garden waste deposited on roadside – near to humpback bridge on Pandy Lane; above the Dyserth to Prestatyn walkway.

**6(B). 124/20
CLERK'S REPORT**

The Clerk advised Members in relation to the following:

- (a) A public notice displayed near the Y Bodunig, Public House, in Dyserth High Street, stated the following: 'Application for a review of a Premises Licence under Section 51 of the Licensing Act 2003' The Public Notice further advises the following: 'The grounds for review: Failure to promote the Licensing Objectives, particularly Public Safety and the Prevention of Crime and Disorder. The notice further advises, that representations by interested parties or responsible authorities could be made in writing to the County Council, between 26th June and 23rd July.'

The Clerk further advised, that following a request from the Chair of Council, he had been in contact with Denbighshire County Licensing, who stated: that the application was requested by the North Wales Police, due to alleged opening of the premises when premises were required to remain closed under the Health Protection (Coronavirus Business Closure) (Wales) Regulations 2020.

Members agreed the following: The Clerk to provide the following comment to the Denbighshire Licensing Committee; to be sent via County Councillor David Williams, as the Community Council's representative:

- Whilst the above grounds for review are noted; the Community Council are unable to comment on the alleged failure; therefore, Members wish to provide the following statement:
 - The Community Council are concerned, that the review could include the revocation of the Premises Licence. The Bodunig Pub is the only licensed premises in the Upper part of Dyserth Village; it is a Community Asset, whereby the Council would not wish closure of the premises.
- (b) The Clerk advised, that a request had been received from a local resident to seek the views of the Community Council, that the Red phone Box in Cwm Road, to be used as a potential 'Book Stop'

The Clerk further advised, that upon making enquiries with a number of Council Members, the red phone box was apparently adopted from BT by the Community Council some 10 years ago. This adoption of the red phone box is not recorded on the Council Asset Register. Councillor Andrew Hughes advised, that the phone box was looked after by himself together with a resident of Cwm Road and had recently been painted. Councillor Andy Hughes offered to install wooden shelving units inside the phone box.

Members agreed the following: (1) The Clerk to write to the local resident to thank them for their suggestion to a Book Stop inside the phone box; which the Council are pleased to agree (2) Councillor Andy Hughes to place wooden shelving units inside the phone box and to provide the Clerk with purchase receipts to be re-imbursed. (See Minute number: 6(E) 127/20 on page 4 below).

- (c) The Clerk advised that from July 2020, there was no requirement for him to pay National Insurance, and requested that the salary standing order be amended to reflect the increase payable each month. The Clerk further advised, that the PAYE HMRC IT software indicated a tax refund for April, May and June which totalled £26.31.

Members agreed the following: (1) To authorise and two Councillors to sign an amended HSBC Bank Standing Order mandate form (2) To pay the Clerk £26.31 in relation to the PAYE refund – as above.

- (d) The Clerk advised, that the Financial Regulations state; that a Councillor should be appointed to countersign the quarterly Statement of Accounts and Bank statements, in addition to the Chair of Council. The Clerk recommended that the Vice Chair of Council complete this task.

Members agreed the following: The Vice Chair be appointed as the Council Member to countersign the above referred to documents.

- (e) The Clerk advised, that a report had been received by a Councillor from a resident who walks on regular occasions through the St. George's field. The resident has noticed lately a number of youths who frequently congregate in a particular area. One evening last week a number of youths were observed parking vehicles in the car park adjacent to the children's play area, whereby these youths joined others numbering approximately 20 sitting on the grass. The resident whilst walking nearby viewed a number of youths smoking together with an aroma of cannabis in the air. The Clerk further advised, that the information had been forwarded to the North Wales Police.

6(C). 125/20

TO RECEIVE AND APPROVE THE QUARTERLY STATEMENT OF ACCOUNTS TO THE 30TH JUNE 2020

The Clerk, as Financial Officer, provided Members with a copy of the Quarterly Statement of Accounts, as at the end of June, 2020, together with copies of the two Council Bank account statements. The Clerk further provided Members, with a breakdown in relation to the budget headings, which included income and expenditure to-date.

Members agreed the following: Approved the Statement of Accounts, whereby the document was agreed to be signed by the Chair of Council; Councillor John Glover.

6(D). 126/20

TO APPOINT: COUNCIL MEMBER TO COUNTERSIGN THE QUARTERLY STATEMENT OF ACCOUNTS AND BANK STATEMENTS

The Clerk advised, that the Financial Regulations state, that a Councillor should be appointed to countersign the quarterly Statement of Accounts and Bank statements, in addition to the Chair of Council. The Clerk recommended that the Vice Chair of Council complete this task.

Members agreed the following: The Vice Chair be appointed as the Council Member to countersign the above referred to documents.

6(E). 127/20

ADOPTION OF RED TELEPHONE BOX ON CWM ROAD DYSEARTH

The Clerk recollects Members to the discussion under Clerk's Report, in relation to the provision of a 'Book Stop' within the former red telephone box on Cwm Road. The Clerk advised, that whilst

a number of Council Members had confirmed their recollection, that the phone box was adopted by the Council from BT several years ago; the item was not included in the Council Asset Register.

Members agreed the following: (1) The Clerk to contact BT to confirm adoption (2) Councillor David Parry to endeavour to ascertain the phone box telephone number and advise the Clerk (3) Should BT confirm the adoption by the Community Council, the Clerk to place the item on the Asset Register at a value of £1.00 (**See Minute number: 6(B). 124/20 (b) on page 4 above**).

7. 128/20

REPRESENTATIVES REPORTS (COMMITTEES, LIAISON & MEETINGS ATTENDED)

- (i) Councillor Andy Hughes advised, that the Community Hall is still closed. Councillor Hughes further advised, that the Hall had received a £10,000.00 grant from the Welsh Government – via Denbighshire County Council and thanked the Clerk for his assistance.
- (ii) Councillor Mrs. Margaret Williams advised, that the Waterfall area is now open following the relaxation of the lockdown regulations; whereby appropriate public safety signage had been erected. The Waterfall had also received the £10,000.00 grant.
- (iii) Councillor John Glover advised, that whilst Ysgol Hiraddug had re-opened, the capacity was approximately 50% - due to the social distancing regulations.

8(A). 129/20

PLANNING

The following planning applications have been received:

- (1) Application number: 42/2020/0425 - for the erection of 2 no. additional dwellings (Plots 62 and 63) at the existing development previously approved under code no. 42/2018/0923, at land off Meliden Road, Dyserth,

Comment by Council: Providing that the application is subject to compliance with relevant policies and planning guidance notes, then no objections raised.

- (2) Application number: 42/2020/0424 – for the Variation of Condition no. 2 of planning permission code no. 42/2018/0923 - to allow amended house types on Plots 35,36,40,41 and 42, at Land off Meliden Road, Dyserth.

Comment by Council: Providing that the application is subject to compliance with relevant policies and planning guidance notes, then no objections raised.

- (3) Scoping Notification and Consultation: Proposed Awel Y Mor Offshore Wind Farm. Notification received from The Planning Inspectorate, with a closing date of the 12th July for observations (Council meeting date 13th July – hence the application being considered in-between meetings).

Comment by Council: ‘Whilst the Community Council appreciate the need for sustainable energy resources, the visual impact on both the coastal and inland areas is a concern, together with the aftereffects following the 25 year lifespan of the equipment’.

(The above three applications were sent to Members for consultation in-between meetings, due to statutory time limits for observations from County Planning).

8(B). 130/20

Members formally confirmed the above decisions.

8(C). 131/20

The following planning applications were dealt with by the Members at the meeting:

- (a) Application number: 42/2020/0350, for change of use of second floor to form 1 no. self-contained apartment including amendments to previously approved scheme under application code no. 42/2006/0742 For the Change of use of former chapel to 4 no. self-contained apartments, refurbishment of existing dwelling and construction of new vehicular access, at Bethel Chapel, Waterfall Road, Dyserth.

Comment by Council: Providing that the application is subject to compliance with relevant policies and planning guidance notes, then no objections raised.

- (b) Consultation before applying for planning permission: Notice of intention by Macbryde Homes Limited, to apply for planning permission for the following: Erection of 33 dwellings and associated works, at Land off Meliden Road, Dyserth.

Comment by Council: In principle, no objection to the proposed development. However, the Council wish the following to be taken into consideration: (1) The development to include affordable homes (2) Provision of a disabled and pensioner style bungalows for local residents (3) The land has been a wild life area for a substantial period of time. Could an area within the development be allocated as a wild life area to mitigate the loss.

8(D). 132/20

PLANNING DECISIONS

The following planning decision had been received from Denbighshire County Council:

- Application number: 42/2019/0157 – for the erection of 1 dwelling, detached garage, formation of new vehicular access and associated works, at land (part garden of) Mount House, Dyserth. Granted.

9. 133/20

SPONSORSHIP OF DYSERTH PLANTERS (CLLR JOHN GLOVER)

Councillor John Glover recollected Members to the plants that were purchased from Tre Castell Nurseries on the Newmarket Road; for the Community Council planters. Councillor Glover advised that the Nursery had offered to sponsor the five large planters in the future; and if accepted, could display their name on each planter.

Concern was expressed that the hedge and foliage behind the large planter adjacent to the former Pop Inn, had engulfed the planter.

Members agreed the following: (1) To accept the sponsorship form Tre Castell Nurseries; including their signage to be placed on the planters (2) Thanked Councillor Andy Hughes for offering to cut back the foliage around the planter adjacent to the Pop Inn.

10. 134/20

STEPS BETWEEN UPPER AND LOWER FOEL ROAD DYSERTH (A) OWNERSHIP (B) HANDRAIL CONCERNS (C) GRASS CUTTING (CLLR EDGAR JONES)

The Clerk advised Members that Councillor Edgar Jones, had expressed his concern with a loose handrail on the steps leading from Lower Foel Road to Upper Foel Road. Councillor Jones was also concerned that grass cutting was also required; together with ownership clarification.

The Clerk Advised, that following Councillors Jones' report he had sought the assistance of the Public Rights of Way Officer at Denbighshire County Council. The reply from Denbighshire stated; that the footpath was not registered on the definitive plan and therefore, they were unable to make safe the handrail.

The Clerk further advised, that he had downloaded from the Land Registry title deeds and plan from the adjoining properties. The steps area was not registered and was also not within the title deeds and plans for the adjoining properties. The further advice from Denbighshire County Council, was that the steps could be placed on the definitive plan, if 20 'Public Rights of Way User Witness Statements' were completed; whereafter, a formal process will commence.

The Clerk further advised, that under the Highway Act, in the interim period, the Community Council could make safe the handrail.

Members agreed the following: (1) The Clerk to seek 20 'Public Rights of Way User Witness Statements' forms from Denbighshire County Council (2) Councillors to distribute the forms locally for completion and return to the Clerk for submission to the County (3) Councillor David Parry to visit the steps area to ascertain the work required, and to seek a quotation from a local contractor; who the Council have used in the past.

11. 135/20

APPROVAL OF ACCOUNTS FOR PAYMENT

Cheque Number	Payee	Net £	Vat £	Total £
	<u>Payments made– to be confirmed:</u>			
	Standing Order: R. P. Parry - Clerk to Council (Monthly salary & home working allowance for June) Payments dated 01/07/2020			
	Standing Order BACS: H. M. Revenue & Customs. Clerk's PAYE & Clerk & Council NI - April, May & June 2020 - payment dated 06/07/2020	615.96		615.96
	<u>Payments for consideration at meeting to be paid by BACS:</u>			
	Louise Walsh (Environmental Services & Inspections of Play Area for June)	50.00		50.00
	R. P. Parry – Clerk: (1) HMRC / PAYE refund for April, May & June - £26.31 (2) Reimbursement of two Land Registry searches (properties in Lower Foel Road) - £12.00 = Total £38.31	38.31		38.31
	Dyserth Bowling Club (Payment of water used for the	40.00		40.00

	landscaping in area of new play equipment)			
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12. 136/20

APPLICATIONS FOR FINANCIAL SUPPORT

Cheque Number	Name of organisation	Amount granted £
	<u>Authorised to be paid by BACS:</u>	
	Wales Air Ambulance (Section 137 LGA 1972)	100.00
	Marie Curie (Rhyl) (Section 137 LGA 1972)	100.00
	Ty Gobaith (Hope House, Conwy) (Section 137 LGA 1972)	200.00
	Tenovus Cancer Care (London)	No grant
	Cadwch Curiadau - Keep the Beats (North Wales NHS Charity Awyr Las) (Glan Clwyd Hospital) (Section 137 LGA 1972)	100.00

13. 137/20

Members agreed the payments of the above accounts and financial support as listed.

There being no further business, the Chairman thanked everyone for attending and closed the meeting.

SIGNED BY CHAIR OF COUNCIL

DATE OF APPROVAL.....